
THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH

UNITED STATES OF AMERICA,

Plaintiff,

v.

SEAN TIMOTHY O'NEILL,

Defendant.

**MEMORANDUM DECISION AND
ORDER DENYING MOTION TO
APPOINT COUNSEL**

Case No. 4:18-cr-00014-DN

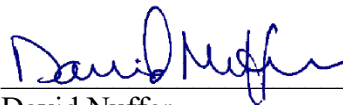
District Judge David Nuffer

Mr. O'Neill filed a motion to appoint counsel in this case¹ and filed a similar one in his appellate case. His motion was denied by the Tenth Circuit on June 5, 2023.² They stated they “will not consider the possibility of appointing counsel for [Mr. O'Neill] until the (appellate) case has been fully briefed and the court has had an opportunity to consider [Mr. O'Neill's] own statement of arguments on appeal.”³ The appeal was dismissed on August 7, 2023 by the Tenth Circuit “for lack of prosecution pursuant to Tenth Circuit Rule 42. 1.”⁴

Mr. O'Neill's motion to appoint counsel is therefore DISMISSED in this case as well.

Signed August 9, 2023.

BY THE COURT



David Nuffer

United States District Judge

¹ Motion to Appoint Counsel, [docket no. 134](#), filed June 5, 2023.

² Appellate Case No. 23-4051: Order, docket no. 010110869249, filed June 5, 2023.

³ *Id.*

⁴ Order, [docket no. 135](#), filed August 7, 2023.